



Practitioner's Docket No. 17396/09156

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kohn (Monsanto Company)

Application No.: 10/658,923

Group No.: 1616

Filed: September 9, 2003

Examiner: Unknown

For: CONTROL OF SHOOT/FOLIAR FEEDING PESTS WITH PESTICIDE SEED TREATMENTS

Box DD  
Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that the attached correspondence comprising:

1. Information Disclosure Statement Transmittal Letter (1 page)
2. Information Disclosure Citation in an Application (1 page)
3. Enclosed References (14 each)
4. Return Postcard (1 page)

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

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on May 5, 2004

Terry P. Ballew

Terry P. Ballew  
Signature of person mailing paper



Docket No: 17396/09156

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kohn (Monsanto Company) ) Examiner: Unknown  
Serial No: 10/658,923 ) Art Unit: 1616  
Filed: September 9, 2003 ) Deposit Account: 50-2548  
Title: Control of Shoot/Foliar Feeding Pests With )  
Pesticide Seed Treatments )

INFORMATION DISCLOSURE STATEMENT  
TRANSMITTAL LETTER

BOX DD  
Commissioner for Patents  
Washington, DC 20231

Dear Sir:

Pursuant to 37 C.F.R 1.56, 1.97 and 1.98, applicant is submitting the art shown on the attached list for consideration by the Examiner. By submitting such items, applicant is not admitting that such items are prior art. Notation that the items have been considered is respectfully requested.

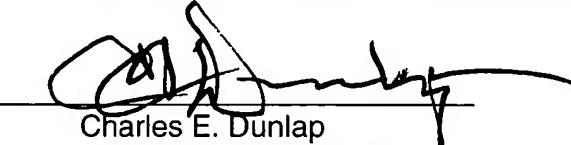
I, the person signing below, state that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(1).

The Examiner is encouraged to contact the undersigned at his convenience should there be any questions regarding this matter or require any additional information.

Please charge any fees required or deposit any overpayment to Deposit Account No. 50-2548.

Respectfully requested,

NELSON MULLINS RILEY & SCARBOROUGH



Charles E. Dunlap  
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May 5, 2004  
Date

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<b>Form PTO-1449</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>IN AN APPLICATION</b> <i>(Use several sheets if necessary)</i>							Docket Number Optional 17396/09156		Application Number 10/658,923			
							Applicant Frank C. Kohn		Filing Date 09/09/03			
							Examiner Unknown		Group Art Unit Unknown			
<b>U.S. PATENT DOCUMENTS</b>												
REF	DOCUMENT NUMBER						DATE	NAME		CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
A1	4	2	7	2	2	7	6	6/9/81	Szejtli et al.	71	76	5/21/79
A2	5	6	9	6	1	4	4	12/9/97	Royalty et al.	514	404	5/1/95
A3	5	8	4	9	3	2	0	12/15/98	Turnblad et al.	424	410	6/13/96
A4	5	8	7	6	7	3	9	3/2/99	Turnblad et al.	424	408	6/23/97
A5	5	8	7	7	0	1	2	3/2/99	Estruch et al.	435	252.3	4/3/97
A6	5	9	5	0	3	6	0	9/14/99	Heinrich et al.	47	58.1	11/7/96
<b>FOREIGN PATENT DOCUMENTS</b>												
	DOCUMENT NUMBER			DATE	NAME			CLASS	SUBCLASS	Translation		
	DE 4220931A1			5.1.94	Germany			A01C	1/08	<input type="checkbox"/> YES	<input type="checkbox"/> NO	
B1	WO 95/31889			30.11.95	PCT			A01C	1/06	<input type="checkbox"/>	<input type="checkbox"/>	
B2	GB2333043A			14.7.99	Great Britain			A01N	25/00	<input type="checkbox"/>	<input type="checkbox"/>	
B3	WO 99/09830			4.3.99	PCT			A01N	47/24	<input type="checkbox"/>	<input type="checkbox"/>	
B4	EP 0091213 A2			12.10.83	Khan			A01N	25/12	<input type="checkbox"/>	<input type="checkbox"/>	
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>												
C1	FORCE 3G Insecticide, brochure published by Zeneca Ag Products, Wilmington, DE, 7/98											
C2	Edgington, L.V., et al., Systemic Fungicides: Theory, Uptake, and Translocation, Ontario, Canada											
C3	Graham-Bryce, I.J., et al., Interactions of Pyrimidine Fungicides With Soil and Their Influence on Uptake by Plants, in Proc. 6 <sup>th</sup> Br. Insectic. Fungic. Conf., pp. 419-430, (1971)											
C4	FORCE 30 CS Insecticide, Material Safety Data Sheet, marked as received at EPA July 16, 1996											
C5	Nu-Gro RAZE, brochure, Wilbur-Ellis Company, no apparent date of publication											
C6	WARRIOR Insecticide – with Zeon Technology, brochure published by Zeneca Ag Products, Wilmington, DE, 8/98											
C7	ABSTRACT XP002153171, ABSTRACT OF JP8280210 TO NISSAN CHEM IND LTD, Published 10/29/96											
C8	ABSTRACT XP000943435, Gouger, et al., BCPD, Pests and Diseases, 3:1143-1150 (1986)											
C9	Singh et al., Indian Journal of Agricultural Sciences, 58(10): 783-785 (October 1988)											
EXAMINER					DATE CONSIDERED							
<b>EXAMINER:</b> Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.												